

Amendment No. 1 to HB2078

**Dunn
Signature of Sponsor**

AMEND Senate Bill No. 2032

House Bill No. 2078*

by deleting SECTION 1(c)(2) in its entirety and substituting instead the following:

(2) The clerk of the criminal court and the general sessions court-criminal division may, in the clerk's discretion, implement a program of community service in lieu of full payment of court costs and litigation taxes for all or some of the criminal and general sessions courts. Upon referral pursuant to subdivision (c)(1)(B), the clerk may determine whether the defendant qualifies for the program based upon the guidelines adopted by the clerk. The guidelines may include evaluation of the defendant's ability to pay the court costs and litigation taxes. The clerk may remove the defendant from the program at any time due to failure to comply with the program guidelines. The number of applicants accepted and the duration and continuation of the program shall be at the discretion of the clerk. Participation in the community service program established by this subdivision (c)(2) shall not operate to stay a revocation of a license pursuant to § 40-24-105(b); nor shall participation in the program operate to stay collection activity pursuant to § 40-24-105(d) for any of the defendant's cases not approved for inclusion by the clerk.